

IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA
SAN JOSE DIVISION

Caterpillar, Inc.,
Plaintiff,
v.
Renn Transportation Co.,
Defendant.

No. C 06-04529 JW

**ORDER TO SHOW CAUSE RE:
SETTLEMENT**

Renn Transportation Company, et al.,
Defendants.

On November 9, 2007, the parties informed the Court that the above-entitled matter has reached a settlement. (See Docket Item No. 45.) In light of the settlement, the Court vacates all trial and pretrial dates. On or before **January 14, 2008**, the parties shall file a stipulated dismissal pursuant to Federal Rule of Civil Procedure 41(a).

If a dismissal is not filed by the specified date, all parties shall appear in Courtroom No. 8, 4th Floor, United States District Court, 280 South First Street, San Jose, Ca. on **January 28, 2008 at 9:00 a.m.** and show cause, if any, why the case should not be dismissed pursuant to Fed. R. Civ. P. 41(b). On or before **January 14, 2008**, the parties shall file a joint statement in response to the Order to Show Cause. The joint statement shall set forth the status of the activities of the parties for finalizing the settlement and how much additional time is requested to finalize and file the dismissal. If a voluntary dismissal is filed as ordered, the Order to Show Cause hearing will be automatically vacated.

Dated: November 14, 2007

James Ware
JAMES WARE
United States District Judge

1 **THIS IS TO CERTIFY THAT COPIES OF THIS ORDER HAVE BEEN DELIVERED TO:**

2 Karen Jensen Petrusakis kpetrusakis@flk.com
3 Matthew Scott Mazza mmazza@flk.com
3 Randall G. Block randall.block@sdma.com
4 Roger B. Mead rmead@flk.com
4 Steven David Roland steven.roland@sdma.com,SDMAcalendaring@sdma.com
Tara Leigh Condon tara.condon@sdma.com

5

6

7

Dated: November 14, 2007

Richard W. Wieking, Clerk

8

9

10

By: /s/ JW Chambers
Elizabeth Garcia
Courtroom Deputy

11

12

13

14

15

16

17

18

19

20

21

22

23

24

25

26

27

28